

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 753 - HB 1246

April 10, 2019

**SUMMARY OF ORIGINAL BILL:** Requires the Department of Education (DOE) to release to each LEA and public school: 50 percent of the test questions and correct answers from the Tennessee Comprehensive Assessment Program (TCAP) tests and end-of-course examinations administered in the 2019-20 school year; 75 percent of the test questions and correct answers from the TCAP tests and end-of-course examinations administered in the 2020-21 school year; and 100 percent of the test questions and correct answers from the TCAP tests and end-of-course examinations administered in the 2021-22 school year. Requires DOE to ensure that the test questions and correct answers are released to LEAs and public schools no later than 30 days after the TCAP tests and end-of-course examinations are scored.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures – \$2,076,100/FY19-20  
\$3,818,900/FY20-21  
\$8,401,400/FY21-22 and Subsequent Years

Other Fiscal Impact – Passage of this legislation may jeopardize part of the annual federal K-12 education funding.

**SUMMARY OF AMENDMENT (007107):** Deletes all language after the enacting clause and rewrites the bill to: (1) beginning with the 2019-20 school year, require DOE to publicly release TCAP questions and each question's correct answer; (2) beginning with the 2021-22 school year, require DOE to provide each LEA with 100 percent of the LEA's student's answers for each TCAP test administered to the LEA's students; (3) prohibit the release of TCAP questions and answers required by DOE to validate future administration of the tests; (4) require an LEA to provide a student and the student's parent with access to the student's answers on each TCAP test administered to the student upon request; and (5) require a teacher to have access to the teacher's student's TCAP test answers.

SB 753 - HB 1246

## **FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

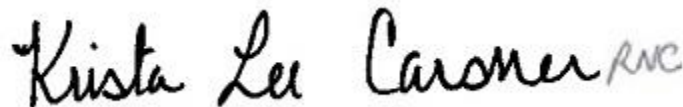
### **Increase State Expenditures – Exceeds \$430,000**

Assumptions for the bill as amended:

- DOE has a contract with ETS that includes developing assessment items and soliciting feedback from Tennessee educators. Assessment items are typically developed well in advance of the school year in which they are administered.
- Tennessee Code Annotated § 49-1-610 requires 30 percent of assessment questions to be new each year and allows for the release of items that are no longer needed.
- DOE's current budget and contract allows for spending associated with the release of 30 percent of assessment items which costs \$4,092,531.
- Based on information provided by DOE and the contract vendor, the requirement to publicly release additional data will require a recurring increase in state expenditures exceeding \$430,000.
- It is assumed the DOE will otherwise be able to accommodate the provisions of this legislation within existing resources without an additional appropriation or a reduced reversion.

## **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner" followed by a small, stylized monogram "RLC".

Krista Lee Carsner, Executive Director

/alh